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February 3, 2003

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In re application of:
James M. Leas DECISION ON PETITION
Serial No.: 09/942/823
Filed: August 30, 2001
For: SIGE OR GERANIUM FLIP CHIP OPTICAL RECEIVER

This is a decision on the petition received on September 17, 2002, to withdraw the holding of abandonment in the above-identified application.

The above-identified application became abandoned for failure to reply within the meaning of 37 C.F.R. 1.113 in timely manner to the Notice to File Missing Parts of Application mailed October 4, 2001. Which set a shortened statutory period for reply of two (2) months. Accordingly, this application became abandoned December 5, 2001. The notice of abandonment was mailed August 6, 2002.

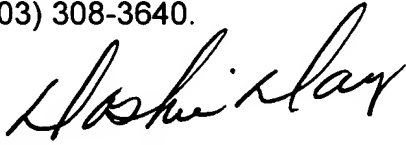
On September 17, 2002, the office received a communication from the attorney of record. Enclosed was an acknowledgment that the attorney responded to the Notice to File Missing Parts on October 23, 2001.

The evidence submitted is sufficient to establish that the petitioners responded to the Notice to File Missing Parts on October 23, 2001.

The petition is hereby GRANTED.

The application has been completed for release to Technology Center 2633.

Telephone inquiries concerning this matter may be directed to Doshie E. Day at (703) 308-3640.

A handwritten signature in black ink, appearing to read "Doshie E. Day". The signature is fluid and cursive, with the first name "Doshie" being more prominent than the last name "Day".

Doshie E. Day
Program Management Assistant
Office Initial Patent Examination